

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

TAMARA LOHR and RAVIKIRAN SINDOGI,  
on behalf of themselves and all others similarly  
situated.

Case No. C16-1023 RSM

Plaintiffs,

NISSAN NORTH AMERICA, INC., and  
NISSAN MOTOR CO., LTD.,

## Defendants.

**STIPULATION AND ORDER TO EXTEND  
CLASS CERTIFICATION DEADLINES TO  
FACILITATE SETTLEMENT  
DISCUSSIONS**

Plaintiffs Tamara Lohr and Ravikiran Sindogi (“Plaintiffs”) and Defendant Nissan North America, Inc. (“NNA”) (collectively, the “Parties”) enter into this stipulation with reference to the following facts and recitals:

WHEREAS, the Parties have worked diligently and amicably to resolve issues regarding the scope of discovery, production of electronically stored information, the terms of the Stipulated Protective Order, and the coordination of this matter with a companion case filed in the Northern District of California, *Sherida Johnson et. al. v. Nissan N. Am., Inc., et al.*, Case No. 3:17-cv-00517 (N.D. Cal. Filed Feb. 1, 2017).

STIPULATION AND ORDER RE: EXTENSION OF  
DEADLINES  
CASE NO.: C16-1023 RSM

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1        WHEREAS, On June 16, 2017, the Court adopted its first scheduling order. (Dkt. 47). Two  
2 extensions of the class certification briefing schedule have been entered in this matter. (See Dkt. 62,  
3 68).

4        WHEREAS, the Parties have engaged in written discovery, document production, and third-  
5 party discovery. Deposition scheduling also is currently underway. Plaintiffs wish to depose a  
6 corporate representative from NNA's parent company, NML, which is located overseas and has  
7 never been served in this case or in the *Johnson* case. The parties in *Johnson*, however, entered into  
8 a stipulation that permits plaintiffs in that case to serve discovery requests directed to NML on  
9 counsel for NNA, in exchange for extended response time obligations. *See* Dkt. 67, Exhibit A. The  
10 Parties have further agreed that Plaintiffs in *Lohr* may access and use this NML discovery.

11       WHEREAS, to date, NML has responded to written discovery in *Johnson*, and the Parties are  
12 in the process of scheduling a corporate deposition of NML. However, given the number of  
13 depositions to be taken in addition to the corporate deposition of NML, Plaintiffs require additional  
14 time to complete discovery in anticipation of class certification briefing and in anticipation of the  
15 preparation of expert reports.

16       WHEREAS, in an attempt to resolve this dispute before costly and time-consuming fact and  
17 expert discovery, the Parties conferred and have agreed to extend the deadlines in this case and in  
18 *Johnson*, to facilitate resolution discussions. Parties are working on scheduling a mediation in this  
19 case in early 2019.

20       WHEREAS, an extension of the deadlines in this matter, as reflected below, would facilitate  
21 settlement discussions and will not be unduly prejudicial to either party.

22       WHEREAS, the Parties have coordinated with counsel in *Johnson* and are seeking entry of a  
23 similar scheduling order. If this Court and the *Johnson* court approve these requests, then the two  
24 cases will remain on parallel tracks if a resolution is not reached.

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1 For these reasons, the Parties stipulate to extend the deadlines in this matter as set forth  
2 below and respectfully request that the Court enter an order accordingly:

Event	Current Deadline	Proposed Deadline
Deadline to file Motion for Class Certification and serve Plaintiffs' expert disclosures and reports	January 15, 2019	June 14, 2019
Deadline for Plaintiffs to produce experts for deposition	February 26, 2019	July 26, 2019
Deadline to file opposition to Motion for Class Certification and serve NNA's expert disclosures and reports	April 2, 2019	September 4, 2019
Deadline for NNA to produce experts for deposition	April 23, 2019	September 23, 2019
Deadline to file reply regarding Motion for Class Certification	May 14, 2019	October 14, 2019

1 STIPULATED TO AND DATED this 14<sup>th</sup> day of November, 2018.

2  
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1 PURSUANT TO STIPULATION, IT IS SO ORDERED this 16<sup>th</sup> day of November.

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RICARDO S. MARTINEZ  
CHIEF UNITED STATES DISTRICT JUDGE